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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant Filed : 'C

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TC/A.U. :
Examiner JUL 1 1 2005

10/539660 Max Aebi et al.

Confirmation No. N/A

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INTERVERTEBRAL IMPLANT WITH TILTABLE JOINT

PARTS

Docket No. Customer No.

Title

LUS-16090 040854

## **INFORMATION DISCLOSURE STATEMENT**

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir/Madam:

In accordance with Rule 56, applicant is aware of the publications listed in the International Search Report (Copy enclosed) and in the enclosed copy of Patent Office Form PTO/SB/08A. A copy of each of the publications is enclosed herewith.

Respectfully submitted,

RANKIN, HILL, PORTER & CLARK LLP

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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

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PTO/SB/08A (08-03)

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Substitute for form 1449/PTO			Complete if Known			
			Application Number 10/539660			
INFORMAT	TION DI	eci Ogupe	Filing Date	6/14/2005		
INFORMATION DISCLOSURE			First Named Inventor	Max Aebi		
STATEME	NT BY A	APPLICANT	Art Unit	N/A		
(Use as many sheets as necessary)			Examiner Name	N/A		
hoot 1	0,5	2	Attorney Docket Number	LUS-16090		

			U. S. PATENT	DOCUMENTS		
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (# known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
		<sup>US-</sup> 5,893,889	04/13/1999	Harrington		
		<sup>US-</sup> 6,440,168	08/27/2002	Cauthen		
		<sup>US-</sup> 2002/0052656	05/02/2002	Michelson		
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FOREIGN PATENT DOCUMENTS						
Examiner Cite Initials* No.1		Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3 "</sup> Number <sup>4 "</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	Т
		CA 2,332,822 (English text)	11/25/1999	Synthes		
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WiPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁴Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449/PTO		Complete if Known			
				Application Number	10/539660
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STA	STATEMENT BY APPLICANT			First Named Inventor	Max Aebi
(Use as many sheets as necessary)				Art Unit	N/A
(Use as many sneets as necessary)			ecessary)	Examiner Name	N/A
Sheet	2	of	2	Attorney Docket Number	LUS-16090

		NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>				
		WO 02/089701, INTERVERTEBRAL DISC PROSTHESIS AND FITTING TOOLS, Publication Date: 14 November 2002.			
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Examiner	Date	
Signature	Considered	

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